

Appendices

Appendix A

RCW 81.01.010

Adoption of provisions of chapter 80.01 RCW.

The provisions of chapter [80.01](#) RCW, as now or hereafter amended, apply to Title [81](#) RCW as fully as though they were set forth herein.

[1961 c 14 § [81.01.010](#).]

RCW 81.04.010

Definitions.

As used in this title, unless specially defined otherwise or unless the context indicates otherwise:

- (1) "Commission" means the utilities and transportation commission.
- (2) "Commissioner" means one of the members of such commission.
- (3) "Corporation" includes a corporation, company, association, or joint stock association.
- (4) "Low-level radioactive waste site operating company" includes every corporation, company, association, joint stock association, partnership, and person, their lessees, trustees, or receivers appointed by any court whatsoever, owning, operating, controlling, or managing a low-level radioactive waste disposal site or sites located within the state of Washington.
- (5) "Low-level radioactive waste" means low-level waste as defined by RCW [43.145.010](#).
- (6) "Person" includes an individual, a firm, or copartnership.
- (7) "Street railroad" includes every railroad by whatsoever power operated, or any extension or extensions, branch or branches thereof, for public use in the conveyance of persons or property for hire, being mainly upon, along, above, or below any street, avenue, road, highway, bridge, or public place within any one city or town, and includes all equipment, switches, spurs, tracks, bridges, right of trackage, subways, tunnels, stations, terminals, and terminal facilities of every kind used, operated, controlled, or owned by or in connection with any such street railroad, within this state.
- (8) "Street railroad company" includes every corporation, company, association, joint stock association, partnership, and person, their lessees, trustees, or receivers appointed by any court whatsoever, and every city or town, owning, controlling, operating, or managing any street railroad or any cars or other equipment used thereon or in connection therewith within this state.
- (9) "Railroad" includes every railroad, other than street railroad, by whatsoever power operated for public use in the conveyance of persons or property for hire, with all facilities and equipment, used, operated, controlled, or owned by or in connection with any such railroad.
- (10) "Railroad company" includes every corporation, company, association, joint stock association, partnership, or person, their lessees, trustees, or receivers appointed by any court whatsoever, owning, operating, controlling, or managing any railroad or any cars or other equipment used thereon or in connection therewith within this state.

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(11) "Common carrier" includes all railroads, railroad companies, street railroads, street railroad companies, commercial ferries, motor freight carriers, auto transportation companies, charter party carriers and excursion service carriers, private nonprofit transportation providers, solid waste collection companies, household goods carriers, hazardous liquid pipeline companies, and every corporation, company, association, joint stock association, partnership, and person, their lessees, trustees, or receivers appointed by any court whatsoever, and every city or town, owning, operating, managing, or controlling any such agency for public use in the conveyance of persons or property for hire within this state.

(12) "Vessel" includes every species of watercraft, by whatsoever power operated, for public use in the conveyance of persons or property for hire over and upon the waters within this state, excepting all towboats, tugs, scows, barges, and lighters, and excepting rowboats and sailing boats under twenty gross tons burden, open steam launches of five tons gross and under, and vessels under five tons gross propelled by gas, fluid, naphtha, or electric motors.

(13) "Commercial ferry" includes every corporation, company, association, joint stock association, partnership, and person, their lessees, trustees, or receivers, appointed by any court whatsoever, owning, controlling, leasing, operating, or managing any vessel over and upon the waters of this state.

(14) "Transportation of property" includes any service in connection with the receiving, delivery, elevation, transfer in transit, ventilation, refrigeration, icing, storage, and handling of the property transported, and the transmission of credit.

(15) "Transportation of persons" includes any service in connection with the receiving, carriage, and delivery of persons transported and their baggage and all facilities used, or necessary to be used in connection with the safety, comfort, and convenience of persons transported.

(16) "Public service company" includes every common carrier.

(17) The term "service" is used in this title in its broadest and most inclusive sense.

[2007 c 234 § 4; 1993 c 427 § 9; 1991 c 272 § 3; 1981 c 13 § 2; 1961 c 14 § [81.04.010](#). Prior: 1955 c 316 § 3; prior: 1929 c 223 § 1, part; 1923 c 116 § 1, part; 1911 c 117 § 8, part; RRS § 10344, part.]

RCW 81.04.110**Complaint — Hearing.**

Complaint may be made by the commission of its own motion or by any person or corporation, chamber of commerce, board of trade, or any commercial, mercantile, agricultural or manufacturing society, or any body politic or municipal corporation, by petition or complaint in writing, setting forth any act or thing done or omitted to be done by any public service company or any person, persons, or entity acting as a public service company in violation, or claimed to be in violation, of any provision of law or of any order or rule of the commission.

When two or more public service companies or a person, persons, or entity acting as a public service company, (meaning to exclude municipal and other public corporations) are engaged in competition in any locality or localities in the state, either may make complaint against the other or others that the rates, charges, rules, regulations or practices of such other or others with or in respect to which the complainant is in competition, are unreasonable, unremunerative, discriminatory, illegal, unfair or intending or tending to oppress the complainant, to stifle competition, or to create or encourage the creation of monopoly, and upon such complaint or upon complaint of the commission upon its own motion, the commission shall

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have power, after notice and hearing as in other cases, to, by its order, subject to appeal as in other cases, correct the abuse complained of by establishing such uniform rates, charges, rules, regulations or practices in lieu of those complained of, to be observed by all of such competing public service companies in the locality or localities specified as shall be found reasonable, remunerative, nondiscriminatory, legal, and fair or tending to prevent oppression or monopoly or to encourage competition, and upon any such hearing it shall be proper for the commission to take into consideration the rates, charges, rules, regulations and practices of the public service company or companies complained of in any other locality or localities in the state.

All matters upon which complaint may be founded may be joined in one hearing, and no motion shall be entertained against a complaint for misjoinder of complaints or grievances or misjoinder of parties; and in any review of the courts of orders of the commission the same rule shall apply and pertain with regard to the joinder of complaints and parties as herein provided: PROVIDED, All grievances to be inquired into shall be plainly set forth in the complaint. No complaint shall be dismissed because of the absence of direct damage to the complainant.

Upon the filing of a complaint, the commission shall cause a copy thereof to be served upon the person or company complained of, which shall be accompanied by a notice fixing the time when and place where a hearing will be had upon such complaint. The time fixed for such hearing shall not be less than ten days after the date of the service of such notice and complaint, excepting as herein provided. Rules of practice and procedure not otherwise provided for in this title may be prescribed by the commission.

[1994 c 37 § 2; 1961 c 14 § [81.04.110](#). Prior: 1913 c 145 § 1; 1911 c 117 § 80; RRS § 10422.]

RCW 81.04.380**Penalties — Violations by public service companies.**

Every public service company, and all officers, agents and employees of any public service company, shall obey, observe and comply with every order, rule, direction or requirement made by the commission under authority of this title, so long as the same shall be and remain in force. Any public service company which shall violate or fail to comply with any provision of this title, or which fails, omits or neglects to obey, observe or comply with any order, rule, or any direction, demand or requirement of the commission, shall be subject to a penalty of not to exceed the sum of one thousand dollars for each and every offense. Every violation of any such order, direction or requirement of this title shall be a separate and distinct offense, and in case of a continuing violation every day's continuance thereof shall be and be deemed to be a separate and distinct offense.

[1961 c 14 § [81.04.380](#). Prior: 1911 c 117 § 94; RRS § 10443.]

RCW 81.04.510**Engaging in business or operating without approval or authority — Procedure.**

Whether or not any person or corporation is conducting business requiring operating authority, or has performed or is performing any act requiring approval of the commission without securing such approval, shall be a question of fact to be determined by the commission. Whenever the commission believes that any person or corporation is engaged in operations without the necessary approval or authority required by any provision of this title, it may institute a special proceeding requiring such person or corporation to appear before the commission at a location convenient for witnesses and the production of evidence and bring with him or her or it books, records, accounts, and other memoranda, and give testimony under oath

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as to his or her or its operations or acts, and the burden shall rest upon such person or corporation of proving that his or her or its operations or acts are not subject to the provisions of this chapter. The commission may consider

any and all facts that may indicate the true nature and extent of the operations or acts and may subpoena such witnesses and documents as it deems necessary.

After having made the investigation herein described, the commission is authorized and directed to issue the necessary order or orders declaring the operations or acts to be subject to, or not subject to, the provisions of this title. In the event the operations or acts are found to be subject to the provisions of this title, the commission is authorized and directed to issue cease and desist orders to all parties involved in the operations or acts.

In proceedings under this section, no person or corporation shall be excused from testifying or from producing any book, waybill, document, paper, or account before the commission when ordered to do so, on the ground that the testimony or evidence, book, waybill, document, paper, or account required of him or her or it may tend to incriminate him or her or it or subject him or her or it to penalty or forfeiture; but no person or corporation shall be prosecuted, punished, or subjected to any penalty or forfeiture for or on account of any account, transaction, matter, or thing concerning which he or she or it shall under oath have testified or produced documentary evidence in proceedings under this section: PROVIDED, That no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him or her in his or her testimony.

[2013 c 23 § 292; 1973 c 115 § 15.]

RCW 81.70.310**Application of Title 81 RCW.**

All applicable provisions of this title relating to procedure, powers of the commission, and penalties shall apply to the operation and regulation of persons under this chapter, except as those provisions may conflict with the provisions of this chapter and rules and regulations issued thereunder by the commission.

[1988 c 30 § 11.]

RCW 81.70.020, RCW 81.70.030, RCW 81.70.220, RCW 81.70.260, RCW 81.70.320, 81.70.350, 81.70.360, were changed as a result of Substitute Senate Bill 5362 below:

SUBSTITUTE SENATE BILL 5362

AS AMENDED BY THE HOUSE

Passed Legislature - 2015 Regular Session

State of Washington 64th Legislature 2015 Regular Session

By Senate Transportation (originally sponsored by Senators King and Liiias; by request of Utilities & Transportation Commission)

READ FIRST TIME 02/17/15.

1 AN ACT Relating to the regulation of passenger charter and
2 excursion carriers; amending RCW 81.70.020, 81.70.030, 81.70.220,
3 81.70.260, 81.70.320, 81.70.350, and 81.70.360; adding new sections
4 to chapter 81.70 RCW; and prescribing penalties.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 **Sec. 1.** RCW 81.70.020 and 2007 c 234 s 55 are each amended to
7 read as follows:

8 Unless the context otherwise requires, the definitions and
9 general provisions in this section govern the construction of this
10 chapter:

11 (1) "Commission" means the Washington utilities and
12 transportation commission;

13 (2) "Person or persons" means an individual, a corporation,
14 association, joint stock association, and partnership, their lessees,
15 trustees, or receivers;

16 (3) "Public highway" includes every public street, road, or
17 highway in this state;

18 (4) "Motor vehicle" means every self-propelled vehicle with
19 seating capacity for seven or more persons, excluding the driver;

20 (5) Subject to the exclusions of RCW 81.70.030, "charter party
21 carrier" means every person engaged in the transportation over any

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1 public highways in this state of a group of persons, who, pursuant to
2 a common purpose and under a single contract, acquire the use of a
3 motor vehicle to travel together as a group to a specified
4 destination or for a particular itinerary, either agreed upon in
5 advance or modified by the chartered group after leaving the place of
6 origin;

7 (6) Subject to the exclusion of RCW 81.70.030, "excursion service
8 carrier" means every person engaged in the transportation of persons
9 for compensation over any public highway in this state from points of
10 origin within the incorporated limits of any city or town or area, to
11 any other location within the state of Washington and returning to
12 that origin. The service must not pick up or drop off passengers
13 after leaving and before returning to the area of origin. The
14 excursions may be regularly scheduled. Compensation for the
15 transportation offered or afforded must be computed, charged, or
16 assessed by the excursion service company on an individual fare
17 basis;

18 (7) "Customer" means a person, corporation, or other entity that
19 prearranges for transportation services with a charter party carrier
20 or purchases a ticket for transportation services aboard an excursion
21 service carrier;

22 (8) "Double-decker bus" means a motor vehicle with more than one
23 passenger deck. A person using a double-decker bus must comply with
24 the maximum height vehicle requirements contained in RCW 46.44.020;

25 (9) Subject to the exclusions of RCW 81.70.030, "party bus" means
26 any motor vehicle whose interior enables passengers to stand and
27 circulate throughout the vehicle because seating is placed around the
28 perimeter of the bus or is nonexistent and in which food, beverages,
29 or entertainment may be provided. A motor vehicle configured in the
30 traditional manner of forward-facing seating with a center aisle is
31 not a party bus. A person engaged in the transportation of persons by
32 party bus over any public highway in this state is considered
33 engaging in the business of a charter party carrier or excursion
34 service carrier;

35 (10) "Permit holder" means a holder of an appropriate special
36 permit issued under chapter 66.20 RCW who is twenty-one years of age
37 or older and who is responsible for compliance with the requirements
38 of section 8 of this act and chapter 66.20 RCW during the provision
39 of transportation services.

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1 **Sec. 2.** RCW 81.70.030 and 2007 c 234 s 56 are each amended to
2 read as follows:

3 This chapter does not apply to:

4 (1) ~~((Persons operating motor vehicles wholly within the limits~~
5 ~~of incorporated cities;~~

6 ~~(2))~~ Persons or their lessees, receivers, or trustees insofar as
7 they own, control, operate, or manage taxicabs, hotel buses, or
8 school buses, when operated as such;

9 ~~((3))~~ (2) Passenger vehicles carrying passengers on a
10 noncommercial enterprise basis; or

11 ~~((4))~~ (3) Limousine charter party carriers of passengers under
12 chapter 46.72A RCW.

13 **Sec. 3.** RCW 81.70.220 and 2009 c 557 s 4 are each amended to
14 read as follows:

15 (1) No person may engage in the business of a charter party
16 carrier or excursion service carrier of ~~((persons))~~ passengers over
17 any public highway without first having obtained a certificate from
18 the commission to do so or having registered as an interstate
19 carrier. For the purposes of this section, "engage in the business of
20 a charter party carrier or excursion service carrier" includes
21 advertising or soliciting, offering, or entering into an agreement to
22 provide such service. Each advertisement reproduced, broadcast, or
23 displayed via a particular medium constitutes a separate violation
24 under this chapter.

25 (2) Any person who engages in the business of a charter party
26 carrier or excursion service carrier in violation of subsection (1)
27 of this section is subject to a penalty of up to five thousand
28 dollars per violation.

29 (3) An auto transportation company carrying passengers for
30 compensation over any public highway in this state between fixed
31 termini or over a regular route that is not required to hold an auto
32 transportation certificate because of a commission finding under RCW
33 81.68.015 must obtain a certificate under this chapter.

34 **Sec. 4.** RCW 81.70.260 and 1989 c 163 s 9 are each amended to
35 read as follows:

36 (1) After the cancellation or revocation of a certificate or
37 interstate registration or during the period of its suspension, it is
38 unlawful for a charter party carrier or excursion service carrier of

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1 passengers to conduct any operations as such a carrier. For the
2 purposes of this section, "conduct any operations" includes
3 advertising or soliciting, offering, or entering into an agreement to
4 provide such service. Each advertisement reproduced, broadcast, or
5 displayed via a particular medium constitutes a separate violation
6 under this chapter.

7 (2) Any person who conducts operations as a charter party carrier
8 or excursion service carrier of passengers in violation of subsection
9 (1) of this section is subject to a penalty of up to five thousand
10 dollars per violation.

11 **Sec. 5.** RCW 81.70.320 and 2007 c 234 s 61 are each amended to
12 read as follows:

13 (1) An application for a certificate, amendment of a certificate,
14 or transfer of a certificate must be accompanied by a filing fee the
15 commission may prescribe by rule. The fee must not exceed two hundred
16 dollars.

17 (2) All fees paid to the commission under this chapter must be
18 deposited in the state treasury to the credit of the public service
19 revolving fund.

20 (3) It is the intent of the legislature that all fees collected
21 under this chapter must reasonably approximate the cost of
22 supervising and regulating charter party carriers and excursion
23 service carriers subject thereto, and to that end the commission may
24 decrease the schedule of fees provided for in RCW 81.70.350 by
25 general order entered before (~~November~~) March 1st of any year in
26 which the commission determines that the moneys, then in the charter
27 party carrier and excursion service carrier account of the public
28 service revolving fund, and the fees currently owed will exceed the
29 reasonable cost of supervising and regulating such carriers during
30 the succeeding calendar year. Whenever the cost accounting records of
31 the commission indicate that the schedule of fees previously reduced
32 should be increased, the increase, not to exceed the schedule set
33 forth in this chapter, may be effected by a similar general order
34 entered before (~~November~~) March 1st of any calendar year.

35 **Sec. 6.** RCW 81.70.350 and 1994 c 83 s 3 are each amended to read
36 as follows:

37 (1) The commission shall collect from each charter party carrier
38 and excursion service carrier holding a certificate issued pursuant

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1 to this chapter and from each interstate or foreign carrier subject
2 to this chapter an annual regulatory fee, to be established by the
3 commission but which in total shall not exceed the cost of
4 supervising and regulating such carriers, for each bus used by such
5 carrier.

6 (2) ~~((All))~~ The fee ~~((s))~~ prescribed ~~((by))~~ under this section
7 ~~((shall be))~~ is due and payable on or before ~~((December 31))~~ May 1st
8 of each year, to cover operations during the ~~((ensuing))~~ calendar
9 year ~~((beginning February 1))~~ in which the fee is paid.

10 (3) Any payment of the fee imposed by this section made after its
11 due date shall include a late fee of two percent of the amount due.
12 Delinquent fees shall accrue interest at the rate of one percent per
13 month.

14 **Sec. 7.** RCW 81.70.360 and 1984 c 166 s 5 are each amended to
15 read as follows:

16 No excursion service company may operate for the transportation
17 of persons for compensation without first having obtained from the
18 commission under the provisions of this chapter a certificate to do
19 so. For the purposes of this section, "operate for the transportation
20 of persons for compensation" includes advertising or soliciting,
21 offering, or entering into an agreement to provide such service.

22 A certificate shall be issued to any qualified applicant
23 therefor, authorizing the whole or any part of the operations covered
24 by the application, if it is found that the applicant is fit,
25 willing, and able to properly perform the services proposed and
26 conform to the provisions of this chapter and the rules of the
27 commission adopted under this chapter, and that such operations will
28 be consistent with the public interest. ~~((However, a certificate~~
29 ~~shall be granted when it appears to the satisfaction of the~~
30 ~~commission that the person, firm, or corporation was actually~~
31 ~~operating in good faith that type of service for which the~~
32 ~~certificate was sought on January 15, 1983.)) Any right, privilege,
33 or certificate held, owned, or obtained by an excursion service
34 company may be sold, assigned, leased, transferred, or inherited as
35 other property only upon authorization by the commission. For good
36 cause shown the commission may refuse to issue the certificate, or
37 issue it for the partial exercise only of the privilege sought, and
38 may attach to the exercise of the rights granted by the certificate~~

1 such terms and conditions as, in its judgment, the public interest
2 may require.

3 NEW SECTION. **Sec. 8.** A new section is added to chapter 81.70
4 RCW to read as follows:

5 (1)(a) A charter party carrier or excursion service carrier
6 operating a party bus must determine whether alcoholic beverages will
7 be served or consumed in the passenger compartment of the vehicle. If
8 it is expected that alcoholic beverages will be served or consumed in
9 the passenger compartment, the permit holder must have obtained the
10 appropriate liquor permit, provided a copy of the permit to the
11 charter party carrier or excursion service carrier in advance of the
12 trip, and be on the vehicle or reasonably proximate and available to
13 the vehicle during the transportation service. The company must
14 maintain the copy of the permit required with the contract of
15 carriage.

16 (b) If the charter party carrier or excursion service carrier
17 operating a party bus is the permit holder, the carrier must have a
18 person separate from the driver be responsible for the permit holder
19 requirements in this section and either chapter 66.20 or 66.24 RCW.

20 (c) The permit holder must:

21 (i) Be on the party bus or reasonably proximate and available to
22 the vehicle during the transportation service;

23 (ii) Monitor and control party activities in a manner to prevent
24 the driver from being distracted by the party activities; and

25 (iii) Assume responsibility for compliance with the terms of the
26 special permit, if a permit is required, including compliance with
27 RCW 66.44.270 concerning the prohibition against furnishing liquor to
28 minors.

29 (2) If at any time the charter party carrier or excursion service
30 carrier operating a party bus believes that conditions aboard the
31 vehicle are unsafe due to party activities involving alcohol, the
32 carrier must remove all alcoholic beverages and lock them in the
33 party bus trunk or other locked compartment. The carrier may cancel
34 the trip and return the passengers to the place of origin.

35 (3) This section does not limit the right of a charter party
36 carrier or excursion service carrier to prohibit the consumption of
37 alcohol aboard the vehicle.

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1 (4) This section does not limit the right of a permit holder to
2 seek indemnity from any person, corporation, or other entity other
3 than the charter party carrier or excursion service carrier.

4 (5) This section does not relieve a passenger of legal
5 responsibility for his or her own conduct or the permit holder of
6 legal responsibility for compliance with Title 66 RCW.

7 (6) Any charter party carrier or excursion service carrier in
8 violation of this section is subject to a penalty of up to five
9 thousand dollars per violation.

10 NEW SECTION. **Sec. 9.** A new section is added to chapter 81.70
11 RCW to read as follows:

12 (1) A charter party carrier or excursion service carrier may not
13 knowingly allow any passenger to smoke aboard a motor vehicle
14 regulated under this chapter.

15 (2) For the purposes of this section, "smoke" has the same
16 meaning as defined in RCW 70.160.020.

Passed by the Senate April 16, 2015.
Passed by the House April 8, 2015.
Approved by the Governor May 11, 2015.
Filed in Office of Secretary of State May 12, 2015.

Appendix A (continued)**WAC 480-30-036****Definitions, general.**

(1) See WAC [480-30-261](#) for definition of terms used primarily in tariffs and time schedules and WAC [480-30-216](#) for definitions used in driver and vehicle safety rules.

(2) Unless the language or context indicates that a different meaning is intended, the following definitions apply:

"Agent" means a person authorized to transact business for, and in the name of, another.

"Airporter service" means an auto transportation service that starts or ends at a station served by another type of transportation such as, air or rail transportation. Airporter service is often a premium service that involves handling luggage. Although stops may be made along the way, they are usually limited to picking up or discharging passengers, luggage, and/or express freight bound to or from the airport or depot served.

"Alternate arrangements for passengers" means the travel arrangements made by an auto transportation company that has accepted a trip booking or reservation from a passenger and that is unable to provide the agreed transportation. The alternate arrangements may require travel by another carrier or mode of transportation at no additional cost to the passenger beyond what the passenger would have paid for the original transportation arrangement.

"Application docket" means a commission publication providing notice of all applications requesting auto transportation operating authority, with a description of the authority requested. The commission sends this publication to all persons currently holding auto transportation authority, to all persons with pending applications for auto transportation authority, to affected local jurisdictions or agencies, and to all other persons who asked to receive copies of the application docket.

"Area" means a defined geographical location. Examples include, but are not limited to:

- (a) A specified city or town;
- (b) A specified county, group of counties, or subdivision of the state, e.g., western Washington;
- (c) A zone, e.g., company designated territory; or
- (d) A route, e.g., area within four road miles of Interstate 5.

"Auto transportation company" means every person owning, controlling, operating, or managing any motor-propelled vehicle not usually operated on or over rails, used in the business of transporting persons over any public highway in this state between fixed termini or over a regular route, and not operating exclusively within the incorporated limits of any city or town.

"Between fixed termini or over a regular route" means the fixed points between which an auto transportation company provides service or the route over which an auto transportation company ordinarily operates any motor-propelled vehicle, even though there may be variance whether the variance is periodic or irregular.

"Bus" means a motor vehicle designed, constructed, and/or used for the transportation of passengers.

"Business days" means days of the week excluding Saturdays, Sundays, and official state holidays.

"By-reservation-only service" means transportation of passengers by an auto transportation company, with routes operated only if passengers have made prior reservations.

"Certificate" means:

(a) The certificate of public convenience and necessity issued by the Washington utilities and transportation commission under the provisions of chapter [81.68](#) RCW to operate as an auto transportation company; or

(b) The certificate issued by the Washington utilities and transportation commission under chapter [81.70](#) RCW to operate as a charter and excursion carrier in the state of Washington.

"Certificated authority" means:

- (a) The territory and services granted by the commission and described in an auto transportation

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company's certificate of public convenience and necessity; or

(b) Operations in the state of Washington for charter and excursion service carriers.

"Charter party carrier of passengers" or **"charter carrier"** means every person engaged in the transportation of a group of persons who, pursuant to a common purpose and under a single contract, have acquired the use of a motor bus to travel together as a group to a specified destination or for a particular itinerary, either agreed upon in advance or modified by the chartering group after having left the place of origin.

"Claim" means a demand made on a company for payment resulting from a loss sustained through the company's negligence or for inadequate service provided by the company.

"Closed-door service" means a portion of a route or territory in which an auto transportation company is not allowed to pick up or deliver passengers. Closed-door service restrictions must be clearly stated in an auto transportation company's certificate.

"Common purpose" means that a group of persons is traveling together to achieve a common goal or objective. For example, a group of persons traveling together to attend a common function or to visit a common location. For the purposes of these rules it does not mean a group of persons who have no common goal other than transportation to, or from, the airport.

"Commission" means the Washington utilities and transportation commission.

"Common carrier" means any person who transports passengers by motor vehicle over the public highways for compensation.

"Company" means an entity authorized by the commission to transport passengers, for compensation, using a motor vehicle, over the public highways of the state.

"Complaint" means one of two types of actions by a person against a passenger transportation company that the commission regulates:

(a) **"Informal complaints"** are those complaints filed with the commission under the provisions of WAC [480-07-910](#). Informal complaints are normally investigated and resolved by commission staff.

(b) **"Formal complaints"** are those complaints filed with the commission under the provisions of WAC [480-07-370](#). In a formal complaint, the burden of proof resides with the complaining party who must prove its assertions in a formal commission proceeding.

"Connecting service" means an auto transportation company service over a route, or routes, that require passengers to transfer from one vehicle to another vehicle operated by either the same company or a different company before reaching the ending point.

"Contract carrier" means a person holding a certificate issued by the commission authorizing transportation of passengers under special and individual contracts or agreements.

"Customer" means a person who purchased transportation services from an auto transportation company.

"Direct route" means an auto transportation company service over a route that goes from the beginning point to the ending point with limited, if any, stops along the way, and traveling only to points located on the specific route without requiring a passenger to transfer from one vehicle to another.

"Discontinuance of service":

(a) **"Permanent discontinuance of service"** means that a company holding auto transportation authority issued by the commission is unable to continue to provide all, or part of, the service authorized by the company's certificate, filed tariff, or filed time schedule and requests commission permission to permanently discontinue all, or part of, its service and relinquish that certificate or portion of that certificate. See WAC [480-30-186](#).

(b) **"Temporary discontinuance of service"** means that a company holding auto transportation authority issued by the commission is unable to continue to provide all, or part of, the service authorized by the company's certificate, filed tariff, or filed time schedule and requests commission permission to discontinue all, or part of, its service for a specified, limited period of time.

"Door-to-door service" means an auto transportation company service provided between a location identified by the passenger and a point specifically named by the company in its filed tariff and time

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schedule.

"Excursion service carrier" or **"excursion carrier"** means every person engaged in the transportation of persons for compensation over any public highway in the state from points of origin within any city, town, or area, to any other location within the state of Washington and returning to that origin. The service will not pick up or drop off passengers after leaving and before returning to the area of origin. The excursions may or may not be regularly scheduled. Compensation for the transportation offered must be computed, charged, or assessed by the excursion service company on an individual fare basis.

"Express freight/package service" means transportation of freight and packages, other than packages or baggage carried or checked by passengers, offered by a passenger transportation company.

"Express passenger service" means auto transportation company service provided between fixed points or stations with few, if any, stops along the route, and is designed to get passengers from origin to destination more quickly than normally scheduled passenger service.

"Federal Motor Carrier Safety Administration" means an agency of the United States Department of Transportation (USDOT) and successor agency to the former Interstate Commerce Commission.

"Filing" means any application, petition, tariff proposal, annual report, comment, complaint, pleading, or other document submitted to the commission.

"Fixed termini" means points of origin and destination that are set, static locations or defined geographic areas. Examples include a city or town, a building or an airport. In addition "fixed termini" can include service between an airport and unlimited points within a defined geographic area.

"Flag stops" means a point along an auto transportation company's normally traveled routes where the company stops only if it receives notification that a passenger wishes to board the vehicle at that point. An auto transportation company must list available flag stops in the company's tariffs and time schedules. Flag stops may only be named at points that provide waiting passengers safe access to the vehicle.

"Group" means:

(a) Two or more passengers traveling together;

(b) A class of passengers to whom special rates and/or rules apply. For example, active military personnel.

"Intermediate point" means a point located on a route between two other points that are specifically named in an auto transportation company's certificate or tariff.

"Intermediate service" means service to an intermediate point.

"Interruption in service" means a period of time during which an auto transportation company cannot provide service listed in its certificate, its filed tariff, or its filed time schedule. An interruption in service is normally short lived, lasting no more than a few hours or a few days.

"Leasing":

(a) **"Leasing authority"** means one auto transportation company allowing another person to operate all, or a portion, of the authority granted to the first company by the commission. A joint application to, and approval from, the commission is required to lease authority. See WAC [480-30-141](#).

(b) **"Leasing equipment"** means the act of a passenger transportation company to supplement its fleet by acquiring a vehicle(s) from a third party for a specified period of time under contract. See WAC [480-30-236](#).

"Motor vehicle" or **"vehicle"** means:

(a) As related to auto transportation companies: Every self-propelled vehicle used on the public highways, for the transportation of persons for compensation.

(b) As related to charter and excursion carriers: Every self-propelled vehicle with a manufacturer's seating capacity for eight or more passengers, including the driver, used on the public highways, for the transportation of persons for compensation.

"Named points" means cities, towns, or specific locations that are listed in an auto transportation company's certificate, tariff, or time schedule.

"Nonstop service" means transportation of passengers from point of origin to point of destination

Appendix A (continued)

without stopping at any intermediate points.

"On-call service" means unscheduled auto transportation company service provided only to those passengers that have by prior arrangement requested service prior to boarding.

"Passenger facility" means a location at which an auto transportation company stations employees and at which passengers can purchase tickets or pay fares for transportation service.

"Passenger transportation company" means an auto transportation company or charter and excursion carrier.

"Person" means an individual, firm, corporation, association, partnership, lessee, receiver, trustee, consortium, joint venture, or commercial entity.

"Premium service" means a type of service provided by an auto transportation company that is outside normal service. Examples include express service, direct route service, and nonstop door-to-door service.

"Private carrier" means a person who transports passengers in the person's own vehicle purely as an incidental adjunct to some other established private business owned or operated by that person in good faith.

"Private motor vehicle" means a vehicle owned or operated by a private carrier.

"Public highway" means every street, road, or highway in this state.

"Public transit agency" means a municipal corporation or agency of state or local government formed under the laws of the state of Washington for the purpose of providing transportation services including, but not limited to, public transportation benefit areas, regional transit authorities, municipal transit authorities, city and county transit agencies.

"Residence" means the regular dwelling place of an individual or individuals.

"Route" means a highway or combination of highways over which an auto transportation company provides passenger service. There are two types of routes:

(a) **"Irregular route"** means travel between points named in an auto transportation company's certificate via any highway or combination of highways the company wishes to operate over. The certificate issued to the company does not list highways to be used, but the company defines routes in its tariffs and time schedules.

(b) **"Regular route"** means an auto transportation company providing passenger transportation over a route named in the certificate issued to the company by the commission.

"Scheduled service" means an auto transportation company providing passenger service at specified arrival and/or departure times at points on a route.

"Single contract" means an agreement between a charter carrier and a group of passengers to provide transportation services at a set price for the group or trip. Under a single contract, passengers are not charged individually.

"Small business" means any company that has fifty or fewer employees.

"Special or promotional fares" means temporary fares for specific services offered for no more than ninety days.

"State" means the state of Washington.

"Subcontracting - Auto transportation company" means that an auto transportation company holding authority from the commission contracts with a second auto transportation company to provide service that the original company has agreed to provide, but finds it is unable to provide. See WAC [480-30-166](#).

"Subcontracting - Charter and excursion carrier" means that a charter and excursion carrier holding authority from the commission contracts with a second charter and excursion carrier to provide service that the original carrier has agreed to provide, but finds it is unable to provide.

"Substitute vehicle" means a vehicle used to replace a disabled vehicle for less than thirty days.

"Suspension" means an act by the commission to temporarily revoke a company's certificated authority; or an act by the commission to withhold approval of an auto transportation company's tariff filing.

"Tariff" or **"tariff schedule"** means a document issued by an auto transportation company

Appendix A (continued)

containing the services provided, the rates the company must assess its customers for those services, and the rules describing how the rates apply.

"Tariff service territory" means a company-defined geographic area of its certificated authority in which a specific tariff applies.

"Temporary certificate" means the certificate issued by the Washington utilities and transportation commission under RCW [81.68.046](#) to operate as an auto transportation company for up to one hundred eighty days or pending a decision on a parallel filed auto transportation company certificate application.

"Temporary certificate authority" means the territory and services granted by the commission and described in an auto transportation company's temporary certificate.

"Ticket agent agreements" means a signed agreement between an auto transportation company and a second party in which the second party agrees, for compensation, to sell tickets to passengers on behalf of the auto transportation company. See WAC [480-30-391](#).

"Time schedule" means a document filed as part of an auto transportation company's tariff, or as a separate document, that lists the routes operated by the company including the times and locations at which passengers may receive service and any rules specific to operating those routes.

[Statutory Authority: RCW [80.01.040](#), 81.04.160, 81.12.050, 81.68.030, and 81.70.270. WSR 06-13-006 (General Order No. R-533, Docket No. TC-020497), § 480-30-036, filed 6/8/06, effective 7/9/06.]

WAC 480-30-086**Certificates, general.**

(1) **Certificate required.** A person must have a certificate from the commission before operating as a passenger transportation company in the state of Washington.

(2) **Company name.** The company name is the name of the certificate holder.

(a) A company electing to conduct operations under a trade name must first register the trade name with the commission.

(b) A company must conduct all operations under the company name, a registered trade name, or both. The term "operations" includes, but is not limited to advertising, ticketing, and identifying vehicles.

(c) A company may not operate under a company name or trade name that is similar to that of another company if use of the similar name misleads the public or results in unfair or destructive competitive practices.

(3) **Display.** A company must keep its original certificate on file at its principal place of business open to inspection by any customer, law enforcement officer, or authorized commission representative who asks to see it.

(4) **Replacement.** The commission will replace a lost or destroyed original certificate at no charge.

(5) **Description of certificated authority.** When a company's certificate authority includes boundaries such as cities, towns, streets, avenues, roads, highways, townships, ranges or other descriptions, the boundaries remain established as they existed at the time the commission granted the authority.

(6) **Operating within certificated authority.**

(a) A company must operate strictly within the authority described in its certificate.

(b) The commission may take administrative action against a company operating outside its certificated authority. Refer to WAC [480-30-241](#) for information regarding the commission's compliance policy.

[Statutory Authority: RCW [80.01.040](#), 81.04.160, 81.12.050, 81.68.030, and 81.70.270. WSR 06-13-006 (General Order No. R-533, Docket No. TC-020497), § 480-30-086, filed 6/8/06, effective 7/9/06.]

Appendix A (continued)**WAC 308-83-010****Definitions.**

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter and chapter [46.72A](#) RCW.

(1) "Amenities" means equipment or features added to a vehicle for the comfort or convenience of the occupants:

(a) "Standard amenities" means standard factory amenities normally found in passenger cars;

(b) "Nonstandard amenities" means amenities not normally found in passenger cars. These amenities may include, but are not limited to, a television, musical sound system, telephone, ice storage, refrigerator, power-operated dividers, or additional interior lighting.

(2) "Business license" or "limousine carrier business license" means a license issued under chapter [19.02](#) RCW, which contains an endorsement indicating the business to which the license is issued is authorized to provide limousine carrier services.

(3) "Business licensing service" means the program within the Washington state department of revenue authorized by chapter [19.02](#) RCW to issue the business license.

(4) "Business office" refers to the physical location where a limousine carrier business maintains its business records, as defined in WAC [308-83-130](#). The business office is the physical address on file with the business licensing service. The business office is the place where the business license is posted.

(5) "Business owner" means an individual, partnership, corporation, association, or other person(s), or group that holds a substantial interest in a limousine carrier business.

(6) "Chauffeur" means a person with a valid Washington state driver license, who is also certified to drive a limousine under chapter [46.72A](#) RCW and WAC [308-83-145](#). As provided by WAC [308-83-145](#)(1), a business owner cannot assume the duties of a chauffeur unless the owner is also certified as a chauffeur.

(7) "Decal" means a sticker issued by the department to indicate the vehicle displaying the decal has a valid limousine vehicle certificate.

(8) "Department" means the Washington state department of licensing.

(9) "Dispatch log" refers to a paper or electronic record of assignments made to chauffeurs, and includes all information from the passenger manifest(s) for a given period, as well as the time each ride was arranged, passenger and carrier phone numbers used to make the arrangement, limousine, and the chauffeur assigned to the customer. The dispatch log also documents passengers referred by or to other drivers or businesses.

(10) "Disqualification" means a prohibition against driving a limousine.

(11) "Drugs" are those substances as defined by RCW [69.04.009](#) including, but not limited to, those substances defined by 49 C.F.R. 40.3.

(12) "Limousine" has the same meaning as in RCW [46.04.274](#) and includes vehicles that meet one of the following definitions:

(a) "Stretch limousine" means an automobile with a seating capacity behind the driver of not less than four passengers and not more than fourteen passengers, and a maximum wheelbase of two hundred eighty-five inches. The wheelbase has been factory or otherwise altered beyond the original manufacturer's specifications and meets standards of the United States Department of Transportation. A stretch limousine must be equipped with nonstandard amenities in the rear seating area.

(b) "Executive sedan" means a four-door sedan or crossover automobile having a seating capacity behind the driver of not more than three passengers, and a minimum wheelbase of one hundred fourteen and one-half inches. An executive sedan must at a minimum be equipped with standard amenities, and the wheelbase may not be altered.

(c) "Executive van" means a van or minivan, having a seating capacity behind the driver of not less than seven passengers and not more than fourteen passengers.

(d) "Classic car" means a fine or distinctive, American or foreign automobile that is thirty years old or older.

Appendix A (continued)

(e) "Executive sport utility vehicle" means a sport utility vehicle with a seating capacity behind the driver of not less than three passengers and not more than six passengers, and a minimum wheelbase of one hundred sixteen inches that has not been altered.

(f) "Stretch sport utility vehicle" means a sport utility vehicle with a seating capacity behind the driver of not less than four and not more than fourteen passengers, and a maximum wheelbase of three hundred twenty-five inches that has been factory or otherwise altered beyond the original manufacturer's specifications and meets standards of the United States Department of Transportation. A stretch sport utility vehicle must be equipped with nonstandard amenities in the rear seating area.

(13) "Limousine carrier" or "carrier" is a business licensed, or required to be licensed by the department to provide limousine services, in accordance with RCW [46.04.276](#) and department regulations.

(14) "Nonresident limousine carrier" refers to a limousine carrier or vehicle owner whose place of business is not in Washington state, and does not have a valid Washington state limousine carrier license.

(15) "Operate" refers to a person engaging in the business of a limousine and includes driving, occupying, or otherwise using a limousine to wait for, pick up, transport, or drop off a passenger for compensation. Specific activities included in the definition of operating a limousine are contained in WAC [308-83-210](#).

(16) "Passenger capacity" means the maximum number of passengers that may be carried in a vehicle as determined by using the information found on the label that is required by the United States Department of Transportation to be affixed to the vehicle under 49 C.F.R., parts 567 and 568. This label must be affixed to the vehicle in accordance to 49 C.F.R., parts 567 and 568. In absence of the label, a member of the Washington state patrol or the department may determine the passenger capacity upon visual inspection of the vehicle.

(17) "Passenger manifest" refers to a daily record that verifies prearranged trips. Specific requirements for the passenger manifest are contained in WAC [308-83-200](#).

(18) "Person" or "persons" means an individual, a corporation, association, sole proprietorship, joint stock association, partnership, limited liability partnership, limited liability company, or other association of people organized to conduct business. It also includes their lessees, trustees, or receivers.

(19) "Prearranged" refers to a customer or customer's agent having secured and agreed to the services and fare. Prearranged means the agreement was made prior to the time of departure and at a place different than the place of departure.

(20) "Public highway" includes every public street, road, or highway in this state.

(21) "Substance abuse professional" means an alcohol and drug specialist meeting the credentials, knowledge, training, and continuing education requirements of 49 C.F.R. 40.281.

(22) "Unified business identifier" or "UBI" is a nine digit number that registers a business with several state agencies and allows an entity to do business in Washington state. It is sometimes called a tax registration number, a business registration number, or a business license number.

(23) "Vehicle certificate" is a document issued by the department, indicating that the vehicle is registered as a limousine. The vehicle certificate must be carried in the limousine at all times. The vehicle certificate is not the vehicle registration document.

[Statutory Authority: Chapters [46.72A](#), [46.04](#) RCW, RCW [43.24.086](#) and 2011 c 374. WSR 12-02-035, § 308-83-010, filed 12/29/11, effective 2/1/12.]

Appendix B

**Licensing Requirements
Limousines/For Hire Vehicles/Charter & Excursion Carriers**

Washington State regulates passenger transportation providers and vehicles to improve passenger safety, protect property, and ensure consistent service. This flyer provides the information and contacts that you will need in order to apply for the correct license to transport passengers within Washington State.

What license(s) do I need?

The kind of license you need depends primarily on the vehicle you use to provide transportation services. If you have vehicles of more than one type, you will need the proper licensing for each vehicle type you offer.

Limousine Licensing

To offer limousine services, you need to be licensed as a Limousine Carrier.

- There are six types of vehicles that are considered limousines: stretch limousines, stretch sport utility vehicles, classic cars, and many models of sedans (such as Lincoln Town Car), sport utility vehicles, and vans. The Department of Licensing and Department of Revenue websites describe the specific limousine types.
- If a vehicle meets the definition of a limousine, and that vehicle is driven for compensation to the driver, the owner, or the company arranging the trip, the vehicle must be owned or operated by a limousine carrier that is licensed with the Department of Licensing. The vehicle must also be licensed by the Department as a limousine vehicle. Trips must be prearranged, which includes telling the customer the fare before the trip begins, and the driver (chauffeur) must be qualified and listed with the Department under their carrier's account.
- You must be a licensed limousine carrier in order to advertise limousine services and you must list your UBI number in the advertisement. No limousine carrier can advertise for hire services.

For Hire Licensing (including taxis)

If your vehicle is not a limousine and the wage or payment goes to the driver or vehicle owner, you are operating a for hire service. You must get a For Hire license for your business and a For Hire certificate for each vehicle.

For Hire vehicles do not include:

- Limousines
- School buses that are exclusively contracted to a school district
- Ride share (carpooling) vehicles
- Vehicles licensed under a Charter Party Carrier or Excursion Service Carrier (excursion vans, party buses, or buses)
- Non-profit transportation provided for certain persons and their attendants
- Courtesy transportation vehicles not being used for excursions

A For Hire company cannot use a limousine for wine tours unless it is also licensed as a Limousine Carrier.

Charter Party and Excursion Service Carrier Licensing (including party buses)

If you offer passenger transportation in a vehicle that is not a limousine and does not fall under for hire service, you may need a Charter Party or Excursion Service Carrier certificate from the Utilities and Transportation Commission (UTC). These vehicles can include excursion vans, party buses and buses.

Appendix B (continued)

How do I get licensed?

Limousines and For Hire Vehicles (including taxis)

You will need to apply for:

- a business license (if you don't already have one),
- the appropriate limousine carrier or For Hire operator license, and
- a certificate for each vehicle you operate.

Contact:

Business Licensing Service
 Department of Revenue.
 Phone: 1-800-451-7985
 Email: BLS@dor.wa.gov
 Website: www.bls.dor.wa.gov

You will apply for Limousine and For Hire Licenses and certificates through the Department of Revenue, but the Department of Licensing regulates the industry and approves the licenses. You can find specific Licensing requirements on the Business Licensing Service website.

What if I transport passengers over state lines/international borders?

If you transport passengers between Washington and another state or into Canada, you must register with the Federal Motor Carrier Safety Administration (FMCSA) for interstate authority.

Contact:

FMCSA

Website: www.fmcsa.dot.gov

Charter Party and Excursion Service Carriers (including party buses)

In addition to applying for a business license (if you don't already have one), you will need to apply for:

- a charter or excursion certificate, and
- a USDOT number (see FMCSA contact information below).

Contact:

Utilities and Transportation Commission
 Phone: 360-664-1222
 Website: www.utc.wa.gov

Are there consequences for not having the proper license(s)?

If you provide limousine, for hire or charter and excursion services without a license, you could be fined up to \$1,000 for each violation (or each day of illegal operation). Please make sure you get properly licensed!

Appendix C

From: Young, Betty (UTC)
To: ["info@blessedlimo.net"](mailto:info@blessedlimo.net)
Subject: Charter & Excursion Services in Washington - Response due March 6, 2015
Date: Monday, February 23, 2015 10:04:00 AM
Attachments: [Passenger Transportation Providers Info doc.docx](#)
Importance: High

Mr. Bagby:

The Washington Utilities and Transportation Commission (commission) received a complaint that you are offering charter and excursion services on your website (<http://www.blessedlimo.net/>) without the proper authority from the commission.

The attached flyer explains the various licensing requirements for limousine, for hire and charter and excursion companies operating in Washington. In order for you to legally provide these types of transportation, your company must be properly licensed. We understand that you do not currently have a limousine carrier license, so we have referred a copy of the complaint to the Department of Licensing for their follow-up. Larger vehicles, such as your hummer limousine and party bus, fall under our agency's jurisdiction as charter buses. Therefore, any passenger transportation services you provide within Washington State in these vehicles may require you to have authority from the commission.

Operating as a charter or excursion provider within Washington without the required certificate is illegal, is considered a gross misdemeanor, and is punishable as such (see [RCW 81.70.220](#) and [WAC 480-30-246](#)). Until and unless the commission grants your company the proper authority, you must cease providing charter and excursion services subject to commission regulation.

To avoid enforcement action by the commission, no later than March 6, 2015, you must either:

- Submit a completed [application](#), file proof of insurance and include the application fee. For questions about the application process, please contact our Licensing Services staff at (360) 664-1170.

OR

- Explain in writing why you feel your business does not require a charter and excursion certificate from the commission. Please explain the nature of your company's operations in detail.

Please let me know if you have questions.

Betty Young
Compliance Investigator
Transportation Safety Enforcement
Washington Utilities and Transportation Commission
360-664-1202

Appendix D



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250
(360) 664-1160 • TTY (360) 586-8203

March 24, 2015

Clussie Bagby
Blessed Limousine, Inc.
14203 56th Avenue SE
Tukwila, WA 98168

Sent by certified mail

RE: Blessed Limousine – Non-Response to Commission Contact

Dear Mr. Bagby:

The Washington Utilities and Transportation Commission (commission) recently contacted you regarding a complaint it received about the passenger transportation services offered by Blessed Limousine, Inc. (Blessed Limousine) on the company's website (<http://www.blessedlimo.net/>).

We understand that you currently have a limousine carrier license from the Department of Licensing; however, larger vehicles, such as your hummer limousine and party bus, fall under our agency's jurisdiction as charter buses. Therefore, any passenger transportation services you provide within Washington State in these vehicles may require you to have authority from the commission.

Operating as a charter or excursion provider within Washington without the required certificate is illegal, is considered a gross misdemeanor, and is punishable as such (see RCW 81.70.220 and WAC 480-30-246). Until and unless the commission grants your company the proper authority, you must cease providing charter and excursion services subject to commission regulation.

If commission staff finds evidence that you provided regulated passenger transportation services, we will recommend that the commission take enforcement action up to and including monetary penalties.

Respect. Professionalism. Integrity. Accountability.

Appendix D (continued)

Clussie Bagby
March 24, 2015
Page 2

To avoid enforcement action by the commission, **no later than April 3, 2015**, you must either:

- Submit a completed application, file proof of insurance and include the application fee. For questions about the application process, please contact our Licensing Services staff at (360) 664-1170.

OR

- Explain in writing why you feel your business does not require a charter and excursion certificate from the commission. Please explain the nature of your company's operations in detail.

Please direct your written response to Betty Young, Compliance Investigator, at PO Box 47250, Olympia, WA, 98504-7250 or by email at byoung@utc.wa.gov. Ms. Young can be reached at (360) 664-1202.

Sincerely,



David Pratt
Assistant Director, Transportation Safety

Enclosures

Appendix E



Assignment Report
Motor Carrier Safety

Upload? Yes No

New Entrant? Yes No Was a CR conducted between 6-18 months after the permit was issued? Yes No

1. Investigator(s): John Foster 2. Assignment No.: 115055
 3. Current Date: 5/8/2015 4. Date of Activity: 5/4/2015
 5. Carrier Name: Blessed Limousine
 6. Company ID: None 7. Industry Code: 232 8. USDOT #: _____
 9. Carrier is: Intrastate Yes No Intra and Interstate

10. Destination Check

▪ Has a copy of the Destination Check Safety plan been attached? Yes No
 ▪ Any special emphasis placed on the destination check? Yes No
 ▪ Describe Special Emphasis:

11. Compliance Review

▪ SI Rating: Satisfactory Unsatisfactory Conditional
 ▪ Number of Vehicles Operated: _____ ▪ Number of Drivers Operated: _____
 ▪ Total Miles Prior Year: _____ ▪ Recordable Accidents Prior Year: _____
 ▪ Accident Ratio: _____
 CSA Investigation: Yes No Full Investigation Focused Investigation
 Carrier Type: Passenger Carrier Property Carrier Other: _____

12. Part B Violations

Part	Violations	Part	Violations	Part	Violations
382/40		383		387	
390		391		392	
395		396		397	

13. Vehicle Inspection Data

	Carrier Type	Carrier Type	Carrier Type	Carrier Type	Carrier Type	Carrier Type	Carrier Type	Carrier Type
Inspections								
Defective Vehicles								
OOS Vehicles								
Level								

14. Vehicle Inspection Violations

Appendix E (continued)

**Assignment Report
Motor Carrier Safety**

	Vehicle Type	Vehicle Type	Vehicle Type	Vehicle Type	Vehicle Type	Vehicle Type
Comments:						
Violation Type						
Violation Type						
Violation Type						
Violation Type						
Violation Type						
Violation Type						

15. Driver Inspection Violations

Medical Card	Medical Waiver	Hours of Service	Driver's License
Comment:			

16. Relevant Carrier History:

This carrier has not responded to repeated efforts to contact them and advise of the UTC charter bus permit requirements.

17. Findings:

On May 4, 2015 I contacted Mr. Clussie Bagby at his business / residence address at 14203 65th Ave SE Tukwila, WA. I explained to Mr. Bagby the requirement for his company (Blessed Limousine Inc.) to apply for a UTC Charter Bus Certificate in addition to his limousine authority from DOL. I explained the reason for this was due to the size of his two 22 passenger vehicles that do not qualify as limousines. I explained the application process and provided him an application form as well as the UTC safety guide. Mr. Bagby stated that he understood the UTC permit requirement and that he would submit a charter application as soon as possible.

18. Recommended Safety Action: Yes No

- Notify the company in writing of the findings by providing a copy of the safety investigation, vehicle inspection report, safety audit or other similar document.
- Require the company to submit a compliance plan in response to the 15-day letter requirement.
- Recheck – Safety Investigation (Date: Select Date)
- Revisit to recheck a specific issue (Date: Select Date)
- Send the company a compliance letter. Require a response: Yes No
- Issue Administrative penalties in the amount of: \$ _____
- Issue a complaint.
- Stop company operations.

19. Is this carrier considered a high risk carrier as a result of this activity? Yes No

- Carrier accident ratio is higher than aggregate ratio.
- Carrier had an out-of-service ratio 25% higher at the last vehicle inspection.
- Carrier had a defect ratio 75% or higher at the last vehicle inspection.

Appendix E (continued)

Assignment Report
Motor Carrier Safety

<input type="checkbox"/> Carrier received more than one conditional or unsatisfactory safety investigation rating in more than one of the last four safety investigations (or less than four if four are not completed). <input type="checkbox"/> Other (please explain):
--

20. Additional Comments:

This carrier should continue to be monitored to insure that a charter application is submitted.

Investigator's Signature: *John Foster* Date: 5/8/2015

OFFICE USE ONLY

Initial Review By: *John Foster* Date: 5/8/15

Initial Reviewer's Recommendation: Return File To Betty - Closed File

Final Review By: _____ Date: _____

Final Reviewer's Recommendation: _____

Internal Processing

Date Closed: <u>5/8/15</u>	By: <u><i>Lin Martin</i></u>
Company Name: <u>Blessed Limousine</u>	
Assignment #: <u>115055</u>	Staff Assigned: <u>Foster</u>

Appendix F

From: Young, Betty (UTC)
To: ["info@blessedlimo.net"](mailto:info@blessedlimo.net)
Subject: Blessed Limousine
Date: Wednesday, June 03, 2015 10:21:00 AM

Hi – I am a compliance investigator with the Washington Utilities and Transportation Commission. John Foster, one of our field inspectors, visited Mr. Bagby on May 4 and explained that while you are currently a licensed limousine carrier, that license does not cover the operations provided in your two 22-passenger vehicles (Hummer Limo and Party Bus). Mr. Foster provided Mr. Bagby with a charter and excursion service carrier application.

To date, we have not received a completed application from Blessed Limousine. I spoke with Mr. Bagby today and he indicated that he will be submitting the application “right away.” Be advised that if we find evidence that Blessed Limousine provided passenger transportation for compensation in either of those vehicles without authority from the commission to do so, we will pursue enforcement action.

Please contact me with questions.

Betty Young
Compliance Investigator
Transportation Safety /Rail Safety
Washington Utilities and Transportation
Commission 360-664-1202

Appendix G

1:34:17 PM 7/30/2015

Search Business Licenses

License Information:

Entity Name: BLESSED LIMOUSINE, INC.
Business Name: BLESSED LIMOUSINE, INC.
License Type: Washington State Business
Entity Type: Profit Corporation
UBI: 602438928 Business ID:001 Location ID:0003
Status: To check the status of this company, go to [Secretary of State](#) and [Department of Revenue](#).

Location Address:
 3932 62ND AVE CT E
 FIFE, WA, 98424

Mailing Address:
 14203 56TH AVE S
 TUKWILA, WA, 98168

[View Additional Locations](#)

	Status	Expires	First Issued
Licenses Held at this location			
Limousine Company	Active	10/31/2015	07/09/2010

Governing People:

CLUSSIE BAGBY
 GENISE BAGBY

Information Current as of 07/29/2015 8:42AM Pacific Time

Appendix H

**Washington State Department of Revenue
State Business Records Database Detail**

TAX REGISTRATION NO : 602438928 ACCOUNT OPENED :10/25/2004 12:00:00 AM
UBI : 602438928 ACCOUNT CLOSED : OPEN
ENTITY NAME : BLESSED LIMOUSINE INC
BUSINESS NAME : BLESSED LIMOUSINE

MAILING ADDRESS : BUSINESS LOCATION :
14203 56TH AVE S 14321 160TH AVE NE
TUKWILA, WA 98168-4508 WOODINVILLE, WA 98072-9035

ENTITY TYPE : CORPORATION RESELLER PERMIT NO: N/A
NAICS CODE : 485320 PERMIT EFFECTIVE: N/A
NAICS DEFINITION LIMOUSINE SERVICE PERMIT EXPIRES: N/A

FOR NON-COMMERCIAL USE ONLY

9/9/2015 4:44 PM

Appendix I

1:54:06 PM 9/2/2015



About Us

Blessed Limo – **Limousine Seattle** has provided premier limousine and transportation services in the Seattle area since 2004. Let our well-trained, professional drivers and top of the line fleet provide you with the quality customer service and luxury you deserve for that special occasion. Whether its an anniversary or wedding celebration, birthday party, special night for two or airport/hotel transport...we have the perfect vehicle to fit your needs!

Experience the comfort and extravagance your event deserves with our fleet that ranges from 7-passenger SUV's to luxurious 22-passenger limousines. Enjoy plush leather seating, neon/strobe ceiling and floor lighting and a bar providing a lounge atmosphere with flat screen televisions, DVD/CD available for your viewing pleasure as you cruise to your destination.

Whether you are planning a sightseeing tour, prom night or airport pick-up, call Blessed Limo to fulfill your transportation desires...these celebrities did – Shirley Caesar, Marvin Sapp, Darnell Jones, Jagged Edge, Charlie Wilson, Joe and Rickey Smiley.

Call us at **206-579-5911** to reserve your limousine **TODAY!**

One thought on “About Us”



Wally Newby wpeden at August 24, 2014

Saw one of your HUMMERS today in Sequim WA, believe The Gentleman Chauffeur was CLUSSIE. Great Man! Great Company! CLASS ALL THE WAY!

am interested in doing business, with Him, BLESSED LIMOUSINE, all its people and sharing the blessings given to us by our CREATOR.

You may contact me 24/7 (Cell, TEXT or e-mail)

Wally Newby (Uncle Wally)

R SOURCE

1150 Thornton Drive

Sequim, WA 98283

Recent Posts

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[Limousine Services From Seattle to Bellevue](#)

[Blessed Limo – Limousine Service in Seattle](#)

[Advantages of Hiring Homecoming Limo Service in Seattle](#)

[Washington Wineries Named in Top 100](#)

Archives

[October 2014](#)

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[July 2014](#)

[March 2014](#)

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Follow Us!



Appendix J

1:53:04 PM 9/2/2015

Blessed Limousine Inc.

Services & Rates

Dependable, professional and reliable transportation services for corporate or private affairs.

- Business Meetings
- Airport/Hotel Transportation
- Holiday Parties
- Weddings & Proms
- Anniversary Celebrations
- Birthday Parties
- Sightseeing Tours
- Bachelor/Bachelorette Parties
- Concerts
- Funerals

From corporations as large as Microsoft to your special night out for two...let us provide the service and luxury your event deserves!

Our estimated hourly rates:

- 22 passenger Hummer Limo \$175 per hour
- 18 passenger Executive/Party Bus \$175 per hour
- 15 passenger Van \$95 per hour
- 10 passenger Chrysler Limo \$110 per hour
- 7 passenger SUV

CALL us at **206-579-5911** for more details or click to get a quote or make your **reservation** NOW!

6 thoughts on "Services & Rates"



Ellen Alicea wpeden at July 30, 2014

Hello I'm interested in your Chrysler limo. I'm having a 21st birthday this Sunday August third. If you could get back to me with info and if that vehicle available I would gladly appreciate it !

[Reply](#)



Amanda Wright wpeden at October 29, 2014

Just looking for a quote for round trip airport transportation from

Recent Posts

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Appendix K

2:52:50 PM 9/2/2015



Our Fleet

Travel in style and luxury for your chariot awaits you...experience the BEST with Blessed!

CHEVY SUBURBAN

7-passenger SUV loaded with comfort for that special night on the town!

- Air Conditioning
- Turbo Boost Stereo System
- Seat Warmers
- DVD System
- 20-inch Rims



CHRYSLER VARVATOS LIMOUSINE

Luxury Chrysler 300 Varvatos Edition Limousine featuring deluxe accommodations for up to 12 passengers. Not just a limo – the nicest limo in town!

- Seats up to 12 Passengers
- Plenty of Additional Room for Luggage
- Stereo, 4 Color TVs, CD and DVD Player
- Privacy Glass and Blackout Divider
- Fiber Optic Lighting and Mirrored Ceiling
- Fiber Optic Bar
- Halo Lighting
- Lighted Vanity Mirrors
- Ice Chests
- Disco Flower Lights
- 22" Rims



HUMMER LIMOUSINE

It doesn't matter where you live, sometimes you have to take a limo

and when you do you have to take the biggest, baddest limo in town

...and this is it! With seating for 22 passengers, this limousine is stretched out 200 INCHES and downright fun from the inside out!

Recent Posts

[Party Bus Service in Seattle – Tacoma](#)

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[Blessed Limo – Limousine Service in Seattle](#)

[Advantages of Hiring Homecoming Limo Service in Seattle](#)

[Washington Wineries Named in Top 100](#)

Appendix K (continued)

...cut out 200 mirrors and ceiling from the inside out.

- Abundant Luggage Space
- Stereo with CD and DVD Player
- Privacy Glass and Blackout Divider
- Fiber Optic Lighting and Mirrored Ceiling
- Fiber Optic Bar
- Halo Lighting
- Lighted Vanity Mirrors
- Ice Chests
- Disco Flower Lights
- 3 Flat Screen HDTV's



EXECUTIVE/PARTY BUS

22-passenger vehicle with ample sitting and standing room.

Executive

bus by day transforms into party bus by night...perfect for birthday celebrations, bachelor/bachelorette parties or group tours.

- Fiber optic lights from to floor to ceiling.
- 42-inch flat screen in the rear and 32 inch flat screen in the front.
- DVD/CD/AUX/USB ports for your viewing and listening pleasure.
- Surround sound system with 12+ speakers.
- Two bars and two extra large ice buckets w/glassware for your convenience.



PASSENGER VANS

With seating for 12-15 passengers, our vans are perfect for group outings

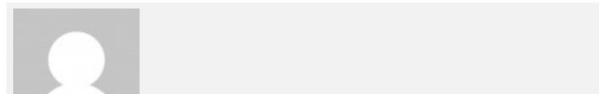
or airport service.

- Comfortable bench seating
- Large viewing windows
- Great for Seattle Tours
- Shuttle service



Call us at **206-579-5911**...your chariot awaits!


2 thoughts on "Our Fleet"



Appendix L

2:16:11 PM 9/2/2015

Blessed Limousine Inc. ☰



We are Seattle's Best Limo Service in the Greater Seattle Area

Blessed Limo has provided premier limousine and transportation services in the Greater Seattle area since 2004. Let our well-trained, professional drivers and top of the line fleet provide you with the quality customer care and comfort you deserve!

[☎ Call NOW! 206-579-5911](tel:206-579-5911)

<h3>About Us</h3> <p>Blessed Limo - Limousine Seattle has provided premier limousine and</p> <p>View details</p>	<h3>Services & Rates</h3> <p>Dependable, professional and reliable transportation services for corporate or</p> <p>View details</p>	<h3>Our Fleet</h3> <p>Travel in style and luxury for your chariot awaits you...experience the BEST</p> <p>View details</p>	<h3>Contact Information</h3> <p>Call, click or e-mail...let us satisfy your transportation needs! Telephone:</p> <p>View details</p>
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Limo Info [View All](#) ▶

<p>October 2, 2014 / by admin</p> <p>Party Bus Service in Seattle – Tacoma</p>	<p>October 2, 2014 / by admin</p> <p>Limousine Services From Seattle to Bellevue</p>	<p>October 2, 2014 / by admin</p> <p>Blessed Limo – Limousine Service in Seattle</p>	<p>October 2, 2014 / by admin</p> <p>Advantages of Hiring Homecoming Limo Service in Seattle</p>
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Appendix M

8:29:26 AM 9/3/2015

Allison Limousine Service
Limo Service Like

Houston City Limo
Limo Service Like

See more Limo Services in Seattle, Washington

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Tacoma Police Department Like

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Blessed Limousine Inc. added 7 new photos.
February 21 · 🌐

Inside look Seattle H2 Hummer seats up to 22 comfortably. Party b4 and after party.



Like Comment Share

13 people like this Top Comments

Create Page

Recent

- 2015
- 2014
- 2013

Chat

Appendix N

8:30:20 AM 9/3/2015

The screenshot shows a Facebook post from 'Blessed Limousine Inc.' dated April 21. The post includes a photo of a white stretch limousine and a map of Seattle, Washington, with a red pin indicating the location at 422 28th Ave S. The post text reads: 'It doesn't matter where you live, sometimes you have to take a limo and when you do you have to take the biggest, baddest limo in town ...and this is it! With seating for 22 passengers, this limousine is stretched out 200 INCHES and downright fun from the inside out! http://www.blessedlimo.net'. The left sidebar shows 2,279 likes, 17 check-ins, and a 4.8 star rating. The right sidebar shows a 'Recent' list with years 2015, 2014, and 2013, and a 'Chat' button at the bottom.

Appendix O

9:20:38 AM 8/3/2015

To info@blessedlimo.net ×

CC

BCC Rachel Keller

Limo services

I am having a - 2nd anniversary party of my 29th birthday. There will be between 17-20 people. We are going to dinner in downtown Seattle then out to a couple of bars. From your website I see you have a 22 passenger limo. Is it available August 14th or August 15th? From 7:00- 2:00. How does it work, do you drop us off and we call you when we are finished with dinner? Do we book it for the entire night?
Please let me know.
Thank you
Rachel Keller

New! Add photos, GIFs and more ×

Appendix P

10:11:27 AM 8/4/2015

● Re: Limo services

To Rachel Keller

Hello Rachel

Thank you for inquiring, we absolutely do have a 22 passenger limo available for either Aug 14 or 15 from 7pm to 2am
May we please call you, or please call us to discuss. 206.579.5911

For your convenience the limo will remain with you for the duration. You can ride around and go from place to place at your leisure.

We look forward to hearing from you.

Thank you

Genise

Blessed Limousine Inc.
Dispatch: 206-579-5911
Fax: 206-274-6252
info@blessedlimo.net

www.blessedlimo.net

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Appendix Q

1:06:28 PM 8/26/2015

The screenshot shows an email client interface. On the left is a sidebar with folders: Inbox, Drafts (2), Sent, Spam, Trash, Smart Views (Important, Unread, Starred, People, Social, Travel, Shopping, Finance), Folders, and Recent. The main area displays an email titled "Re: renting a bus" from "Clussiebagby" to "Steve Webster" on "Aug 25 at 4:23 AM". The email body contains the following text:

Thank you for your inquiry. We do have a bus available on September 23. It can accommodate your party. We also have a few questions so that we can quote properly. Can you provide us your telephone number please? 206.579.5911 is how you can reach us.

Thank you

Genise

Sent from my iPhone

On Aug 24, 2015, at 9:42 AM, Steve Webster <sweb004@yahoo.com> wrote:

I was thinking about renting a bus for a Mariner game last week. We decided since they are sooo bad, we will change plans and go to a Sounders game. Do you have a bus available 9/23/15? Does it have room for 16-18 guys? What is the cost for the evening say 6:00? How much do I need to put down to hold it? Sorry, lots of questions, but I am trying to figure out how much it will be for each of us. Even a range will help. I need to know soon, so I can get tickets.

Thank you
Steve Webster